

## CONGRESSIONAL RECORD SUMMARY

Wednesday, October 3, 2001

### SENATE

#### Measures Introduced:

**S. 1489.** A bill to provide for the sharing of information between Federal departments, agencies, and other entities with respect to aliens seeking admission to the United States, and for other purposes; to the Committee on the Judiciary.

Snowe

*Pages S 10154, S 10158-9*

**S. 1490.** A bill to establish terrorist lookout committees in each United States Embassy; to the Committee on Foreign Relations.

Snowe

*Pages S 10154, S 10158-9*

**S. 1491.** A bill to provide for the establishment and implementation of a fingerprint processing system to be used whenever a visa is issued to an alien; to the Committee on the Judiciary.

Snowe

*Pages S 10154, S 10158-9*

**S. 1495.** A bill to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to *modify provisions concerning the liability* associated with a release or threatened release of recycled oil; to the Committee on Environment and Public Works.

Smith

*Page S 10154*

**S. 1498.** *A bill to provide that Federal employees, members of the foreign service, members of the uniformed services, family members and dependents of such employees and members, and other individuals may retain for personal use promotional items received as a result of official Government travel; to the Committee on Governmental Affairs.*

Lieberman

*Page S 10154*

#### Measure Passed:

**Need-Based Educational Aid Act:** Committee on the Judiciary was discharged from further consideration of **H.R. 768**, to amend the Improving America's Schools Act of 1994 to extend the *favorable treatment of need-based educational aid under the antitrust laws*, and the bill was then passed, after agreeing to the following amendment proposed thereto:

*Pages S 10252, D 968*

**Reid (for Kohl) Amendment No. 1844**, in the nature of a substitute.

*Pages S 10252-3, D 968*

#### S. 1447. Aviation Security Act:

*Senate began consideration of the motion to proceed to consideration of S. 1447, to improve aviation security.*

*Pages S 10128-40, D 968*

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion could occur on Friday, October 5, 2001.

*Pages S 10128, D 968*

A unanimous-consent agreement was reached providing for further consideration of the motion to proceed to consideration of the bill at 10 a.m., on Thursday, October 4, 2001.

*Pages S 10253, D 968*

#### Executive Communication:

**EC-4234. A communication from the Director of the Administrative Office of the United States Courts, transmitting, pursuant to law, the 2000 Activities of the Administrative Office of the United States Courts, and the 2000 Judicial Business of the United States Courts; to the Committee on the Judiciary.**

*Page S 10151*

**Text Of S. 1438, National Defense Authorization Act For Fiscal Year 2002 As Passed The Senate On October 2, 2001.**

*Pages S 10168-252*

**Committee Meetings:**

**Committee on Appropriations:** *Subcommittee on Treasury and General Government held hearings to examine security efforts along the United States northern border with Canada, how additional emergency funds will be allocated, and future needs in the wake of terrorist activity in the United States.*

**Committee on Appropriations:** Subcommittee on Labor, Health and Human Services, and Education held hearings to examine bioterrorism issues, focusing on strengthening health surveillance capacity, support for preparedness measures and continued research, and helping hospitals and medical professionals in the face of possible attacks.

**Committee on the Judiciary:** Subcommittee on Constitution, Federalism, and Property Rights concluded hearings to examine how to implement the Administration's proposed legislation to remove impediments to intelligence gathering and coordination between the intelligence and law enforcement elements of the government in order to improve our nation's defenses against terrorism, while minimizing civil liberties infringement in a manner consistent with our fundamental Constitutional liberties.

*Page D 969*

**Committee Meetings For Thursday, October 4, 2001:**

**Committee on Banking, Housing, and Urban Affairs:** @ 10:00 a.m. Business meeting to mark up the proposed International Money Laundering Abatement and Anti-Terrorist Financing Act of 2001. SD-538.

**Committee on Banking, Housing and Urban Affairs:** @ 2:30 p.m. Subcommittee on Housing and Transportation, to hold hearings to examine current transit safety issues. SD-538.

**Committee on Governmental Affairs:** @ 9:30 a.m. To resume hearings to examine the security of critical governmental infrastructure. SD- 342.

**Committee on the Judiciary:** @ 10:00 a.m. Business meeting to mark up pending calendar business. SD-226.

**Committee on the Judiciary:** @ 2:00 p.m. *Full Committee, to hold hearings on pending nominations. The TENTATIVE list of nominees includes: Edith Clement Brown, to be Circuit judge for the 5<sup>th</sup> Circuit; Laurie Smith Camp, to be District judge for the Western District of Missouri; James H. Payne, to be District judge for the Eastern District of Oklahoma; and Clair V. Eagan, to be District judge for the Northern District of Oklahoma. SD-226.*

*Page D 973*

**Committee Meetings Scheduled:**

**Committee on Health, Education, Labor, and Pensions,** 10/9/01 @ 10:00 a.m. To hold hearings to examine effective responses to the threat of bioterrorism. SD-430.

**Committee on the Judiciary**, 10/10/01 @ 10:00 a.m. Administrative Oversight and the Courts Subcommittee to hold hearings to examine new priorities and new challenges for the Federal Bureau of Investigation. SD-226.

**Committee on the Judiciary**, 10/10/01 @ 2:00 p.m. To hold hearings on the nomination of *John P. Walters*, of Michigan, to be *Director of National Drug Control Policy*. SD-226.

**Joint Economic Committee**, 10/17/01 @ 10:00 a.m. To hold hearings to examine monetary policy in the context of the current economic situation. Room to be announced .

**Committee on Health, Education, Labor, and Pensions**, 10/18/01 @ 10:00 a.m. To hold hearings to examine genetic non-discrimination. SD-430.

**Committee on Health, Education, Labor, and Pensions**, 10/23/01 @ 10:00 a.m. To hold hearings to examine the effects of the drug OxyContin. SD-430.

*Page E 1793*

**Remarks:**

**Schedule.**

*"...Everyone is always concerned about how the Judiciary Committee is moving along. They have been heavily involved in all kinds of problems due to the September 11 incident. But one thing the committee has been working on, literally night and day, is the antiterrorism legislation. But in addition to that I am happy to report the Judiciary Committee tomorrow will report out a circuit court judge from New York, a district court judge from Mississippi, up to 15 U.S. attorneys, one Assistant Attorney General, and the Director of the United States Marshals Service. That will be done tomorrow afternoon. There will be a hearing also in the Judiciary Committee tomorrow. There will be a hearing on a circuit court judge from Louisiana, two district court judges from Oklahoma, a district court judge from Kentucky, a district court judge from Nebraska, and Jay Bybee to be Assistant Attorney General for the Office of Legal Counsel. The following week there are going to be a number of hearings, including one on John Walters to be Director of the Office of National Drug Policy. There is going to be a hearing on the 16th on Tom Sansoneppi to be Assistant Attorney General for Natural Resources. Then there is going to be an additional hearing on the 18th of this month on a circuit court judge and five district court judges..."*

Reid

*Page S 10105*

**The Antiterrorism Package.**

*"... Here again, I think we can give the Department of Justice and law enforcement what they need, but we have to carefully craft the bill. We have not had any hearings since. There is a meeting scheduled later today with all Republican Senators, with our ranking member, Senator Hatch, to have what I understand will be compromise legislation which has been worked out. But the difficulty is that the Supreme Court of the United States has, in a series of decisions, struck down acts of Congress when there has been an insufficient record showing a deliberative process and showing reasons for why the Congress has done what the legislation seeks to accomplish. In the area of law enforcement and civil liberties, there is, perhaps, more of a balancing test than in any other field..."*

Specter

*Page S 10144*

**Remarks (Cont'd.):**

Capitol Hill Police.

Wellstone

*Page S 10146*

## HOUSE

### Bills Introduced:

**H.R. 3004.** A bill to *combat the financing of terrorism and other financial crimes*, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Oxley

Page H 6259

**H.R. 3012.** A bill to amend the Internal Revenue Code of 1986 to allow any employer maintaining a defined benefit plan that is not a governmental plan to treat employee contributions as pretax employer contributions if picked up by the employer; to the Committee on Ways and Means.

Blunt

Pages H 6259-60

**H.R. 3013.** A bill to direct the Secretary of Transportation to take actions to *improve security at the maritime borders of the United States*; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Brown

Page H 6260

**H.R. 3016.** A bill *to amend the Antiterrorism and Effective Death Penalty Act of 1996* with respect to the responsibilities of the Secretary of Health and Human Services regarding biological agents and toxins, and to amend title 18, United States Code, with respect to such agents and toxins, to clarify the application of cable television system privacy requirements to new cable services, to strengthen security at certain nuclear facilities, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Tauzin

Page H 6260

**H.J. Res. 66.** A joint resolution *proposing an amendment to the Constitution of the United States* to abolish the Federal income tax; to the Committee on the Judiciary.

Johnson

Page H 6260

### Report Filed:

**Report was filed today as follows:**

**H. Res. 252**, providing for consideration of **H.R. 2883**, authorize appropriations for fiscal year 2002 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System (House Report 107-228).

Pages H 6259, D 970

### Committee Meetings:

**Committee on Education and the Workforce:** *Ordered reported, as amended, H.R. 2269, Retirement Security Advice Act of 2001.*

**Committee on Energy and Commerce:** Approved, as amended, the following: *a measure to amend the Antiterrorism and Effective Death Penalty Act of 1996* with respect to the responsibilities of the Secretary of Health and Human Services regarding biological agents and toxins, and to amend title 18, United States

Code, with respect to such agents and toxins; a measure to strengthen security at certain nuclear facilities; and a measure to clarify the application of cable television system privacy requirements to new cable services. Subsequently, the Committee agreed to a motion to combine the three measures into one bill to be introduced and reported.

**Committee on Energy and Commerce:** Subcommittee on Commerce, Trade, and Consumer Protection approved for full Committee action **H.R. 2985**, *American Spirit Fraud Prevention Act of 2001*.

**Committee on Financial Services:** Held a hearing entitled "*Dismantling the Financial Infrastructure of Global Terrorism*."

**Committee on Government Reform:** Subcommittee on Criminal Justice, Drug Policy, and Human Resources held a hearing on "*Drug Trade and the Terror Network*."

**Committee on the Judiciary:** Ordered reported the following bills: **H.R. 2975**, as amended, to provide Appropriate Tools Required to Intercept and Obstruct Terrorism (PATRIOT) Act of 2001; **H.R. 2336**, *to make permanent the authority to redact financial disclosure statements of judicial employees and judicial officers*; and **H.R. 2559**, *to amend chapter 90 of title 5, United States Code, relating to Federal long-term care insurance*.

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**Permanent Select Committee on Intelligence:** Subcommittee on Intelligence Policy and National Security met in executive session to hold a briefing on Financial Intelligence Issues.

**Permanent Select Committee on Intelligence:** Subcommittee on Terrorism and Homeland Security held a hearing on "*Protecting The Homeland from Asymmetric/Unconventional Threats*."

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**Committee Meeting For Thursday, October 4, 2001:**

**Committee on Government Reform, @ 2:00 p.m.** Subcommittee on Technology and Procurement Policy, hearing on "*Transforming the IT and Acquisition Workforces: Using Market-Based Pay, Recruiting Strategies to Make the Federal Government an Employer of Choice for IT and Acquisition Employees*." 2154 Rayburn.

Page D 973

**Remark:**

Tracking Foreign Visitors And Students Is A Protection For Us All.

Bereuter

Pages E 1791-2

**Next SENATE MEETING: Thursday, 10:00 a.m., October 4, 2001.**

**Next HOUSE MEETING: Thursday, 10:00 a.m., October 4, 2001.**

**OLA: S. Schwarz (Smith)**